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10/713,416	11/14/2003	Stephen Venditti	I0306.70000US00/SJH	2730

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EXAMINER

LEROUX, ETIENNE PIERRE

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/713,416	Applicant(s) VENDITTI ET AL.	
	Examiner Etienne P. LeRoux	Art Unit 2161	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 24 July 2008.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-3,5-19,21-35 and 37-60 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-3,5-19,21-35 and 37-60 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 14 November 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

Claim Status

Claims 1-3, 5-19, 21-35 and 37-60 are pending.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1, 17, 33 and 46-60 are rejected under 35 U.S.C. 103(a) as being unpatentable over Son (US 2003/0046281) in view of Fenton et al (US 2002/0194195), hereinafter Fenton.

Regarding claim 1, Son discloses:

(A) executing a search query on the data collection to produce at least one search result, the search query specifying at least one criterion, each at least one search result identifying a subset of the resources which satisfy the at least one criterion, and saving the search query
[paragraph 101, user references the search history of a registrant]

Son discloses the elements of the claimed invention as noted above but does not disclose (B) after executing the search query, providing an input mechanism by means of which a user may select at least one resource from the at least one search result, for preserving the selected at least one resource wherein preserving the selected at least one resource comprises maintaining content of the selected at least one resource in the state at which the content existed at the time of preservation. Fenton discloses after executing the search query, providing an input mechanism

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by means of which a user may select at least one resource from the at least one search result, for preserving the selected at least one resource wherein preserving the selected at least one resource comprises maintaining content of the selected at least one resource in the state at which the content existed at the time of preservation [paragraphs 84-91, Fig 1, Fig 9]. It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Son to include above limitation as taught by Fenton for the purpose of creating a personalized content by the user [paragraph 81]

The combination of Son and Fenton discloses (C) after the user's selection of the at least one resource from the at least one search result, designating a system location in which the content of the selected at least one resource is to be preserved [paragraph 89, user's stash]

(D) executing, in response to the user's selection, a command to preserve the content of the selected at least one resource in the system location [paragraph 89, Fig 1]

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 2-16, 18-32, 34, 35 and 37-45 are rejected under 35 U.S.C. 103(a) as being unpatentable over the combination of Son and Fenton and further in view of US Pat No 5,222,234 (Wang), hereafter Wang.

Claims 2, 18 and 34:

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The combination of Son and Fenton discloses the elements of the claimed invention as noted above but does not disclose wherein the system location comprises a folder. Wang discloses wherein the system location comprises a folder [col 3, line 64 through col 4, line 5]. It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify the above combination of references to include wherein the system location comprises a folder as taught by Wang for the purpose of saving similar content in an easily accessible memory location.

Claims 3, 19 and 35:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the folder is created based on input provided by the user [Wang, col 3, line 64 through col 4, line 5]

Claims 5, 21 and 37:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (A) further comprises each of the at least one search results representing a resource by providing an identifier which facilitates access to the resource [Wang, col 5, lines 1-10].

Claims 6, 22 and 38:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) further comprises exporting the preserved resource [Wang, retrieve documents, col 2, lines 50-55]

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Claims 7, 23 and 39:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) further comprises exporting the preserved resource to at least one of a CD-ROM or a paper copy [Wang, col 6, lines 30-40].

Claims 8, 24 and 40:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed in at least one of a manual and semi-automated manner [Wang, col 3, lines 48-58]

Claims 9, 25 and 41-43:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) further comprises copying the selected at least one resource from the system location to a second system location [Wang, col 3, lines 48-58]

Claims 10 and 26:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed in response to a command provided by a user [Wang, col 3, lines 48-58]

Claims 11 and 27:

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The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed by creating a relationship in at least one persistent data store between each of the selected at least one resources and the second system location [Wang, document relation object 42, Fig 2]

Claims 12 and 28:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) further comprises moving the selected at least one resource from the system location to a second system location [Wang, col 3, lines 47-57]

Claims 13 and 29:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed in response to receiving a command provided by a user [Wang, col 3, lines 47-57]

Claims 14 and 30,

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the act (C) is performed by creating a relationship in at least one persistent data store between each of the selected at least one resources and the second system location [Wang, col 3, lines 47-57].

Claims 15, 31 and 44:

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The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the user is a human operator [Wang, col 3, lines 47-57]

Claims 16, 32 and 45:

The combination of Son, Fenton and Wang discloses the elements of the claimed invention as noted above and furthermore, discloses wherein the at least one criterion is provided by the user [Wang, col 3, lines 47-57].

Response to Arguments

Applicant's arguments filed 7/24/2008 have been carefully considered but they are moot based on new grounds of rejection based on applicant's most recent claim amendments.

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

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however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Etienne P. LeRoux whose telephone number is (571) 272-4022.

The examiner can normally be reached on Monday through Friday, 8:00 am - 4:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Apu Mofiz can be reached on (571) 272-4080. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Etienne P LeRoux/
Primary Examiner, Art Unit 2161

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